

ORDERED.

Dated: June 01, 2018



Michael G. Williamson
Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION
www.flmb.uscourts.gov

IN RE:

KAY N. JOHNSON,

Case No. 8:15-bk-10728-MGW

Debtor. /

**Order Granting Trustee's Third Motion to
Compel Turnover of Property of the Estate**

This matter came before the court for hearing on May 24, 2018, to consider Trustee's Third Motion to Compel Turnover of Property of the Estate (Doc. #141). There appeared before me Melanie Archer Newby, Esq., representing Debtor, and David B McEwen, Esq., representing Trustee. The court has heard argument of counsel, considered the court file, and determined that Trustee's motion should be granted. For the reasons stated and recorded in open court, which shall constitute the ruling of this court, it is:

ORDERED that:

1. Trustee's Third Motion to Compel Turnover of Property of the Estate (Doc. #141) is **granted**.
2. Debtor shall, within ten (10) days, turn over to Trustee the real estate located at 4001 Beneva Rd., Unit #105, Sarasota, Florida 34233, legally described as:

UNIT 105, BENEVA RIDGE, A CONDOMINIUM ACCORDING TO THE DECLARATION OF CONDOMINIUM RECORDED IN OR BOOK 1140 PAGE 1097, AS AMENDED, AND ACCORDING TO THE PLAT THEREOF RECORDED IN CONDOMINIUM BOOK 9, PAGES 26, 26A AND 26B, AS AMENDED, OF THE PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA.

TOGETHER WITH ANY AND ALL AMENDMENTS TO THE
DECLARATION AND ANY UNDIVIDED INTEREST IN THE
COMMON ELEMENTS OR APPURTENANCES THERETO.

TAX ID# 0070051005

3. Debtor shall execute and deliver to Trustee a quit claim deed to the above described real property.

4. Debtor shall deliver to Trustee the keys to the real property, any documents relating to the real property, including, without limitation, the lease with Tenant, condominium association notices, insurance policies and declarations sheets, and real estate tax notices.

5. Debtor shall turnover to Trustee the \$8,165.36 received from the Chapter 13 trustee, including any rent check or payment received from Tenant for the month of June, 2018, as well as the security deposit, if any, received from Tenant.

Attorney David B. McEwen, Esquire, is directed to serve a copy of this order/judgment on interested parties who are non-CM/ECF users and to file a proof of service within 3 days of entry of the order.

*All References to "Debtor" shall include and refer to both of the debtors in a case filed jointly by two individuals.

cc: U. S. Trustee @ USTPRegion21.TP.ecu@usdoj.com

Trustee: Traci K. Stevenson tracikstevenson@gmail.com, tks@trustesolutions.net; alishamariehall@gmail.com; taflc@verizon.net

Trustee's Atty.: David B. McEwen, Esq., 111 - 2nd Avenue Northeast, #306, St. Petersburg, FL 33701-3444

Debtor's Atty.: Melanie Archer Newby melanie.newby@jodatlawgroup.com, katie.clark@jodatlawgroup.com; cristy.rocce@jodatlawgroup.com

Debtor: Kay N. Johnson, 4001 Beneva Rd., #312, Sarasota, FL 34233-1045

Tenant: Marcella James, 4001 Beneva Rd., #105, Sarasota, FL 34233

Interested Persons

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